

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

SST FOUNDATION,

## SUMMONS IN A CIVIL CASE

V.

CREDIT SUISSE, SUISSE AMERICAN  
SECURITIES, INC. and NEW YORK STATE  
DEPARTMENT OF TAXATION.

CASE NUMBER:

**'07 CIV 4758**  
**JUDGE SCHEINDLIN**

TO: (Name and address of defendant)

Credit Suisse  
11 Madison Avenue  
New York, New York 10010

Suisse American Securities, Inc.  
12 East 49th Street  
New York, New York 10017

New York State  
Dep. of Taxation  
Building 9, W.A.  
Harriman Campus  
**Albany NY 12227**

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Elliot L. Schaeffer  
Schaeffer & Krongold, LLP  
450 Seventh Avenue  
Suite 1400  
New York, New York 10123

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

JUN 05 2007

J. MICHAEL McMAHON

CLERK

Ward's Amintero

DATE

(BY) DEPUTY CLERK

**RETURN OF SERVICE**

Service of the Summons and Complaint was made by me <sup>1</sup>	DATE
NAME OF SERVER (PRINT)	TITLE

*Check one box below to indicate appropriate method of service*

- Served personally upon the defendant. Place where served: \_\_\_\_\_
- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: \_\_\_\_\_
- Returned unexecuted: \_\_\_\_\_
- Other (specify): \_\_\_\_\_

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_  
Date \_\_\_\_\_

Signature of Server

Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

SST FOUNDATION

Index #: 07 CV 4758

Plaintiff(s)

- against -

Date Filed:

CREDIT SUISSE ET AL

**AFFIDAVIT OF SERVICE**

Defendant(s)

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

STEVEN C. AVERY BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION, OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on June 14, 2007 at 02:10 PM at

BY CORPORATION SERVICE COMPANY  
80 STATE STREET  
ALBANY, NY12207

deponent served the within true copy of the SUMMONS & COMPLAINT & CIVIL CASE SHEET on CREDIT SUISSE SECURITIES (USA) LLC S/H/A CREDIT SUISSE, the defendant/respondent therein named,

**CORPORATION** by delivering thereat a true copy of each to MS. NIKKI CHAPPEL personally, deponent knew said corporation so served to be the corporation described in said SUMMONS & COMPLAINT & CIVIL CASE SHEET as said defendant/respondent and knew said individual to be the GENERAL AGENT thereof.

Deponent further states that he describes the person actually served as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx)
FEMALE	BROWN	BLACK	40	5'6	160

Sworn to me on: June 18, 2007

Linda Forman  
Notary Public, State of New York  
No. 01FO5031305  
Qualified in New York County  
Commission Expires August 1, 2010

  
Robin M. Forman  
Notary Public, State of New York  
No. 01FO6125415  
Qualified in New York County  
Commission Expires April 18, 2009

Larry Yee  
Notary Public, State of New York  
No. 01YE5015682  
Qualified in New York County  
Commission Expires July 26, 2009



STEVEN C. AVERY

Docket #: 483511

SST FOUNDATION

Index #: 07 CV 4758

Plaintiff(s)

- against -

Date Filed:

CREDIT SUISSE ET AL

Defendant(s)

AFFIDAVIT OF SERVICE

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

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Deponent further states that he describes the person actually served as follows:

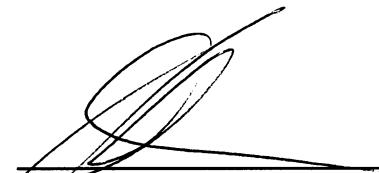
Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx)
<u>FEMALE</u>	<u>BROWN</u>	<u>BLACK</u>	<u>40</u>	<u>5'6</u>	<u>160</u>

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STEVEN C. AVERY

Docket #: 483511

SST FOUNDATION

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Plaintiff(s)

- against -

Date Filed:

CREDIT SUISSE ET AL

**AFFIDAVIT OF SERVICE**

Defendant(s)

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

STEVEN C. AVERY BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION, OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on June 15, 2007 at 09:15 AM at

THE OFFICE OF THE SECRETARY OF STATE  
41 STATE STREET  
ALBANY, NY12231

deponent served the within two true copies of the SUMMONS & COMPLAINT & CIVIL CASE SHEET on CREDIT SUISSE SECURITIES (USA) LLC S/H/A CREDIT SUISSE, the defendant/respondent therein named,

**SECRETARY OF STATE** by delivering two true copies to MS. CAROL VOGT personally, an agent in the office of the Secretary of State of the State of New York and knew said individual to be AUTHORIZED to accept thereof.

Service upon the N.Y.S. Secretary of State under SECTION 303 LIMITED LIABILITY COMPANY LAW and tendering the required fee of \$40.00.

Deponent further states that he describes the person actually served as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx)
<u>FEMALE</u>	<u>WHITE</u>	<u>BLACK</u>	<u>50</u>	<u>5'3</u>	<u>135</u>

WEARS GLASSES

Sworn to me on: June 18, 2007

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No. 01FO5031305  
Qualified in New York County  
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STEVEN C. AVERY

Docket #: 483685

SST FOUNDATION

Index #: 07 CV 4758

Plaintiff(s)

- against -

Date Filed:

CREDIT SUISSE ET AL

**AFFIDAVIT OF SERVICE**

Defendant(s)

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

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<u>FEMALE</u>	<u>WHITE</u>	<u>BLACK</u>	<u>50</u>	<u>5'3</u>	<u>135</u>

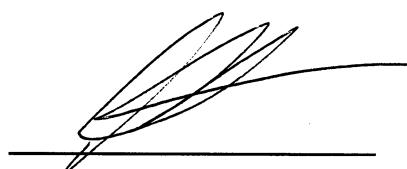
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**STEVEN C. AVERY**

Docket #: 483685

SST FOUNDATION

Index #: 07 CV 4758

Plaintiff(s)

- against -

Date Filed:

CREDIT SUISSE ET AL

**AFFIDAVIT OF SERVICE**

Defendant(s)

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

STEVEN C. AVERY BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on June 11, 2007 at 01:25 PM at

BUILDING 9 W.A.  
HARRIMAN CAMPUS  
ALBANY, NY 12227

deponent served the within true copy of the SUMMONS & COMPLAINT & CIVIL CASE SHEET on NEW YORK STATE DEPT OF TAXATION, the defendant/respondent therein named.

BY LEAVING A TRUE COPY WITH MR. CHRIS MESERVEY, LEGAL CLERK , BEING AUTHORIZED TO ACCEPT LEGAL PAPERS STATED.

Deponent further states that he describes the person actually served as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx)
FEMALE	WHITE	BLACK	35	5'3	140

Sworn to me on: June 12, 2007

Linda Forman  
Notary Public, State of New York  
No. 01FO5031305  
Qualified in New York County  
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**STEVEN C. AVERY**

Docket #: 483513

SST FOUNDATION

Index #: 07 CV 4758

Plaintiff(s)

- against -

Date Filed:

CREDIT SUISSE ET AL

**AFFIDAVIT OF SERVICE**

Defendant(s)

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

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**STEVEN C. AVERY**

Docket #: 483513

SST FOUNDATION

Index #: 07 CV 4758

Plaintiff(s)

- against -

Date Filed:

CREDIT SUISSE ET AL

Defendant(s)

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

BYRAN E. MCELDERRY BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION, OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on June 11, 2007 at 02:10 PM at

12 EAST 49TH STREET, 38TH FLOOR  
NEW YORK, NY10017

deponent served the within true copy of the SUMMONS & COMPLAINT & CIVIL CASE SHEET on SUISSE AMERICAN SECURITIES, INC., the defendant/respondent therein named,

**CORPORATION** by delivering thereat a true copy of each to MR. ADAM REZAK personally, deponent knew said corporation so served to be the corporation described in said SUMMONS & COMPLAINT & CIVIL CASE SHEET as said defendant/respondent and knew said individual to be the VICE PRESIDENT thereof.

Deponent further states that he describes the person actually served as follows:

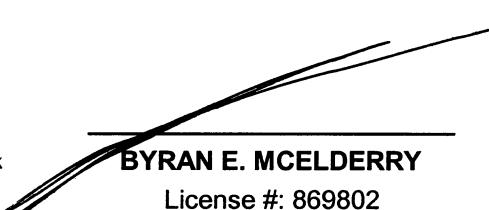
Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx)
MALE	WHITE	BROWN	46	6'2	180

Sworn to me on: June 12, 2007

  
Linda Forman  
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**BYRAN E. MCELDERRY**  
License #: 869802  
Docket #: 483512

SST FOUNDATION

Index #: 07 CV 4758

Plaintiff(s)

- against -

Date Filed:

CREDIT SUISSE ET AL

Defendant(s)

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

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**BYRAN E. MCELDERRY**  
License #: 869802  
Docket #: 483512